

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

In re:

FTX TRADING LTD., *et al.*,<sup>1</sup>

Debtors,

Chapter 11

Case No. 22-11068 (JTD)

(Jointly Administered)

ALAMEDA RESEARCH LTD., WEST REALM  
SHIRES, INC., and WEST REALM SHIRES  
SERVICES, INC.,

Plaintiffs-Appellees,

-against

ROCKET INTERNET CAPITAL PARTNERS II  
SCS, ROCKET INTERNET CAPITAL  
PARTNERS (EURO) II SCS, GFC GLOBAL  
FOUNDERS CAPITAL GMBH, GFC GLOBAL  
FOUNDERS CAPITAL GMBH & CO.  
BETEILIGUNGS KG NR. 1, WILLIAM  
HOCKEY LIVING TRUST, and 9YARDS  
CAPITAL INVESTMENTS II LP,

Defendants-Appellants.

Adv. Pro No. 23-50379 (JTD)

Appeal from the United States Bankruptcy  
Court for the District of Delaware

ALAMEDA RESEARCH LTD., WEST REALM  
SHIRES, INC., and WEST REALM SHIRES  
SERVICES, INC.

Plaintiffs-Appellees,

-against-

MICHAEL GILES, *et al.*,

Defendants-Appellants.

Adv. Pro. No. 23-50380 (JTD)

Appeal from the United States Bankruptcy  
Court for the District of Delaware

<sup>1</sup> The last four digits of FTX Trading Ltd.'s and Alameda Research LLC's tax identification numbers are 3288 and 4063 respectively. Due to the large number of debtor entities in these Chapter 11 cases, a complete list of the Debtors and the last four digits of their federal tax identification numbers is not provided herein. A complete list of such information may be obtained on the website of the Debtors' claims and noticing agent at <https://cases.ra.kroll.com/FTX>.

**DEFENDANTS' JOINDER IN MOTION FOR LEAVE TO APPEAL**

The undersigned Defendants-Appellants (the “Defendants”), by and through their counsel, hereby move this Court pursuant to 28 U.S.C. § 158(a)(3), Fed. R. Bankr. P. 8002, 8003(a), and 8004, and Local Rule 8003-1, for leave to appeal the Order [D.I. 289] (Exhibit A) and Memorandum Opinion [D.I. 288] (Exhibit B) entered by the U.S. Bankruptcy Court for the District of Delaware on October 10, 2024 (together, the “Motion to Dismiss Opinion & Order”), to the extent they denied in part Defendants’ Motion to Dismiss the Complaint [D.I. 96].

To avoid duplication and for the Court’s convenience, Defendants hereby join in the motion for leave to appeal from the Motion to Dismiss Opinion & Order filed by the Shareholder Defendants<sup>2</sup> in Adversary Proceeding No. 23-50380 (D.I. 298) and incorporate by reference the arguments made therein.<sup>3</sup>

This Joinder is without prejudice to, and Defendants-Appellants fully reserve, their right to raise additional arguments in respect of the Motion to Dismiss Opinion & Order. This Joinder is also without prejudice to Defendants-Appellants’ rights to seek other appropriate relief. Defendants-Appellants hereby expressly reserve all rights with respect to the Motion to Dismiss Opinion & Order including, without limitation, the right to participate in oral argument at the time

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<sup>2</sup> The Shareholder Defendants are The 2016 Karkal Family Trust; Acrew Capital Fund (A), L.P.; Acrew Capital Fund, L.P.; Acrew Capital MGP, LLC; Bain Capital Venture Fund 2019 LP; BCIP Venture Associates II, L.P.; BCIP Venture Associates II-B, L.P.; BCV 2019-MD Primary, L.P.; Buckley Ventures GP, LLC; Buckley Ventures, LP; Correlation Ventures II, LP; Fin VC Regatta I, LP; Homebrew Ventures III, LP; Jonathan Christodoro; Kamran Ansari; Launchpad Capital Fund I LP; LGF II, L.P.; Liquid 2 Ventures Fund II, L.P.; Propel Venture Partners, LLC; Propel Venture Partners US Fund I LP; Putnam (Warren Lowell Putnam & Brynn Jinnett Putnam, Tenants in Common); Samuel Jones; Torch Capital II, LP; Transpose Platform o/b/o TI Platform Fund II; TI Platform NLI Venture Limited II; Transpose Platform Fintech Fund II, L.P.; TI Platform Fund II, LP; Treasury Fund I, LP; Y Combinator ES20, LLC; and YCC20, L.P.

<sup>3</sup> For the avoidance of doubt, these arguments concern transfers that relate to the consideration paid in connection with the Embed acquisition, and not retention payments alleged to have been made to certain Defendants. Notably, the Court dismissed the preference claim against Michael Giles based on the alleged retention payment he received (Count 5). Motion to Dismiss Opinion at 27-29.

of the hearing, if any, on the motion for leave to appeal and/or the Motion to Dismiss Opinion & Order.

WHEREFORE, Defendants-Appellants respectfully request that the Court grant the motion for leave to appeal.

Dated: November 6, 2024  
Wilmington, Delaware

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-and-

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*Counsel to the Defendants Listed in Annex A*

**ANNEX A**

9Yards Capital Investments II LP  
Aaron Frank  
AAVCF3 LP  
Adapt VC LLC  
Akhil Paul  
Benjamin Londergan  
Brandon Mann  
Brent Johnson  
Carol H. Duggan Revocable Living Trust  
Cathexis Subsidiaries GP, LLC  
Cathexis Ventures, LP  
Christian Nordby  
Christopher Harper  
Christopher Young  
Clayton Gardner  
David Meents  
Dena Wever  
Derek Clark  
EM Fund I, a series of Chris Golda Investments, LP  
Embedfi June 2021, a series of Party Round LLC  
Fairchild Fund III, LLC  
Fund I, a series of 20VC, LP  
Fund I, a series of Not Boring Capital, LP  
Harland Group LLC  
James Nichols  
Joe Percoco  
John Dwyer  
Jonathan Duarte  
Jonathan Weiner  
Joshua Allen Slate  
Justin Lovero  
Kerr Investment Holdings Pty Ltd a/t/f The Kerr Family Trust  
Kiara Baudoin  
Kick the Hive LLC  
KV5 Pty Ltd ATF KV5 Trust  
Matthew Lyon  
Michael Ferrari  
Michael Giles  
Monique Saugstad  
Motivate Ventures Fund I, LP  
Motivate Ventures QP Fund I, LP  
Operator Partners, LLC  
Peter T. Lawler Living Trust  
Philippe Jabre

PruVen Capital Partners Fund I, LP  
S20, a series of Chris Golda Investments, LP  
Silverstone Venture Investments Limited  
Soma Capital Fund, III, LP  
Soma Capital Fund III Partners LLC  
Stephen Harper  
Stuart Sopp  
SWS Holding Company, LLC  
The Gardner 2008 Living Trust  
Thomas G. Miglis Revocable Trust  
TriplePoint Private Venture Credit Inc.  
TriplePoint Venture Lending Fund, LLC  
TriplePoint Ventures 5 LLC  
VentureSouq Capital SPC o/b/o VSQ SP 59 (YCS20)  
William Hockey Living Trust  
Yaselleraph Finance Pty Ltd ATF Yaselleraph Finance Trust  
Z Perret Trust